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Attorneys for Defendant, THE REGENTS OF  
THE UNIVERSITY OF CALIFORNIA

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

San Francisco Division

DR. JORDAN SPATZ, M.D., Ph.D.,

Plaintiff,

vs.

REGENTS OF THE UNIVERSITY OF  
CALIFORNIA,

Defendant

Case No.: 21-cv-09605-LB

**DECLARATION OF RACHEL  
WINTTERLE IN SUPPORT OF JOINT  
STIPULATION CONCERNING  
MODIFICATION OF THE SCHEDULING  
ORDER RE EXPERT DISCOVERY**

Judge: Hon. Laurel Beeler

Complaint Filed: December 13, 2021

Amended Complaint Filed: April 27, 2022

I, Rachel Wintterle, declare as follows:

1. I am an attorney at law licensed to practice before all courts of the State of California and a partner in the law firm of Gordon Rees Scully Mansukhani, LLP, attorneys for the defendant The Regents of the University of California ("The Regents"). I have personal

1 knowledge of the matters contained in this declaration and if called to testify to them could and  
2 would do so competently.

3 2. On September 25, 2023, the Court entered a Scheduling Order. (Dkt # 92).

4 3. On December 22, 2023, I emailed Plaintiff's counsel seeking an independent  
5 medical examination ("IME") of Plaintiff. Plaintiff's counsel responded on January 6, 2024  
6 denying the request. On January 17, 2024, I emailed Plaintiff's counsel to further meet and confer  
7 regarding The Regents' request for Plaintiff to stipulate to an IME so that the parties could avoid  
8 motion practice. Plaintiff's counsel responded on January 19, 2024 indicating the possibility of an  
9 agreement under certain parameters. The parties are continuing to meet and confer regarding the  
10 scope of an IME.

11 4. On February 1, 2024, the parties filed a joint case management statement in which  
12 they asked the Court to continue all deadlines related to expert discovery to allow the parties' time  
13 to complete their meet and confer efforts and conduct and IME. The parties agreed to the following  
14 schedule:

Case Event	Filing Date/Disclosure Deadline/Hearing Date	Proposed new date:
Expert disclosures required by Federal Rules of Civil	2/15/2024	February 29, 2024
Rebuttal expert disclosures	2/29/2024	March 15, 2024
Expert discovery completion date	3/15/2024	March 29, 2024

21 Executed this 6<sup>th</sup> day of February, 2024 at San Francisco, California.

22  
23  
24   
25 Rachel Winterle